

DEC 06 2002

Attorney Docket No. 43962.010700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hugo Alfons Geerts et al.

SERIAL NO.: 09/357,349

Group Art Unit: 164

FILED: July 14, 1999

Examiner: Sharon Turner

FOR: NEUROTROPHIC GROWTH FACTOR

RECEIVED

DEC 11 2002

TECH CENTER 1600/2900

**RESPONSE TO NOTICE TO COMPLY UNDER 37 C.F.R. §§1.821-1.825**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the United States Patent and Trademark Office Official Action mailed on October 10, 2002, and in compliance with the PTO Sequence Listing Rules, we submit the following:

- (1) A diskette presenting the information of SEQ ID Nos: 1-19 in computer readable form pursuant to 37 C.F.R. §1.825(a) and §1.52(e);
- (2) a substitute paper copy of the computer readable form including SEQ ID Nos: 1-19 (all previously submitted data with the amendment incorporated therein) pursuant to 37 C.F.R. §1.825(b);
- (3) a declaration attesting to the absence of new matter in these materials pursuant to 37 C.F.R. §1.825(a); and
- (4) a statement that the copy in computer readable form is the same as the substitute copy of the "Sequence Listing" pursuant to 37 C.F.R. §1.825(b).

Please insert the attached substitute paper copy of the sequence listing into the specification. Sequences 16-19 are assigned to the sequences illustrated in Figure 2 of the specification.

Applicant urges that this application complies with the sequence rules and earnestly solicits early and favorable action by the Examiner. If the Examiner believes that issues may be resolved by a telephone interview, the Examiner is

respectfully urged to telephone the undersigned at 212-801-2116. The undersigned may also be contacted via e-mail at lubitb@gtlaw.com.

**AUTHORIZATION**

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1561.

Respectfully Submitted,  
**Greenberg Traurig, LLP**

Date: 12/6/02

By: Beverly W. Lubit  
BEVERLY W. LUBIT  
Attorney for Applicants  
Registration No. 47,759

GREENBERG TRAURIG, LLP  
885 Third Avenue, 21st Floor  
New York, NY 10022-4834  
(212) 801-2100



32361

PATENT TRADEMARK OFFICE

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): Geerts, et alDocket No. hot

43962.010700

Serial No.

09/357,349

DEC

06 2002

Filing Date

July 14, 1999

Examiner

Sharon L. Turner

Group Art Unit

1647

Invention: **NEUROTROPHIC GROWTH FACTOR**

- 1) 2 pp. Response to Notice to Comply;
- 2) 1 pg. Declaration (37 CFR 1.825(a);
- 3) 1 pg. Statement Pursuant to 37 CFR 1.825(a) and 1.825(b);
- 4) Diskette containing Sequence Listings No. 1-19;
- 5) Paper Copy of the computer readable form including Sequence ID Nos. 1-19;
- 6) Petition for Extension of Time and copy;
- 7) Associate Power of Attorney or Agent;
- 8) Certificate of Mailing by Express Mail;
- 9) and return acknowledgment post card.

I hereby certify that this \_\_\_\_\_

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under

37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on

December 6, 2002

(Date)

Linda Garramone

(Typed or Printed Name of Person Mailing Correspondence)

Linda Garramone  
(Signature of Person Mailing Correspondence)EL 742433474 US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

DATE:

DISK TO STIC

jc862 U.S. PTO  
12/06/02RECEIVED  
DEC 11 2002  
TECH CENTER 1600/2900